

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

STRAGENT, LLC, ET AL.,

Plaintiffs,

v.

INTEL CORPORATION,

Defendant.

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Civil Action No. 6:11-cv-421-TBD-JDL

**INTEL'S UNOPPOSED MOTION TO ALTER BRIEFING SCHEDULE FOR
ITS MOTION TO RECOVER ATTORNEYS' FEES**

Intel hereby moves for an order altering the briefing schedule for its motion for attorneys' fees. On April 10, 2014, Intel moved to recover its attorneys' fees. [Dkt. 345] On April 15, 2014, the Court ordered that the briefing schedule for that motion would be stayed until the Supreme Court issued its decision in *Octane Fitness, LLC v. Icon Health & Fitness, Inc.* No. 12-1184, and that Stragent's response would be due fourteen days after that decision issued. [Dkt. 348] The Supreme Court issued its decision in *Octane* on April 29, 2014.

Because the decision in *Octane* articulates a new test for awarding attorneys' fees under 35 U.S.C. § 285, Intel believes it will be most efficient for the Court and both parties if it submits an amended motion that reflects the new legal standard. The proposed amended motion is attached as Exhibit A. Filing that motion will extend the briefing schedule by only a little more than a week and will not affect any other deadlines in the case. Specifically, Intel respectfully requests that the Court enter an order setting forth the following schedule:

Intel files its amended motion	May 8, 2014
Stragent files its response	May 22, 2014
Intel files its reply	May 29, 2014
Stragent files its sur-reply	June 5, 2014

Stragent does not oppose this motion or the proposed schedule.

Dated: May 6, 2014

Respectfully submitted,

/s/Chad S. Campbell, with permission by
Michael E. Jones

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on May 6, 2014.

/s/ Michael E. Jones